

Message Text

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FM SECSTATE WASHDC

TO USLO PEKING PRIORITY

INFO AMCONSUL HONG KONG

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E.O. 11652: N/A

TAGS: CVIS, CPAS, PFOR, CH

SUBJECT: DRAFT LETTERS

REF: PEKING 1330

1. RE PARA 2 REFTTEL, DEPT RECOMMENDS FOLLOWING DRAFT
LETTER BE USED FOR RELATIVES AND LAWYERS:

DEAR :

IN ORDER TO MAKE A PRELIMINARY DETERMINATION REGARDING
THE VALIDITY OF THE CLAIM TO UNITED STATES CITIZENSHIP
MADE BY YOUR , , THE DEPARTMENT OF STATE
SHOULD HAVE AN APPLICATION FOR A UNITED STATES PASSPORT
(FORMS FS176 AND FS176S) AND A CITIZENSHIP QUESTIONNAIRE.
THE APPLICANT MAY REQUEST THE FORMS DIRECTLY FROM THE
UNITED STATES LIAISON OFFICE, 17 GUANGHUA ROAD, PEKING,
AND MAIL THEM TO THE LIAISON OFFICE ON COMPLETION.

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ALTERNATIVELY, MAY PREFER THAT YOU ACT AS FORWARD-

ING AGENT BETWEEN HIM/HER AND THE DEPARTMENT OF STATE. IN THIS CASE, YOU SHOULD INFORM THE DEPARTMENT OF STATE, ATTENTION PPT/FE, 1725 K STREET, N.W., WASHINGTON, D.C. 20520 OF 'S PREFERENCE AND REQUEST FORMS FS176 AND

FS176S AND A CITIZENSHIP QUESTIONNAIRE FOR FORWARDING TO . IT IS OF COURSE UP TO TO DECIDE WHETHER AN ATTEMPT BY HIM/HER TO COMMUNICATE DIRECTLY WITH THE LIAISON OFFICE MIGHT LEAD TO DIFFICULTIES WITH THE AUTHORITIES OF THE PEOPLE'S REPUBLIC OF CHINA (PRC). IN THIS REGARD, I MIGHT MENTION THAT A NUMBER OF US CITIZENSHIP CLAIMANTS IN THE PRC HAVE CHOSEN TO CARRY ON CORRESPONDENCE WITH THE LIAISON OFFICE.

THE USLIAISONOFFICE IN PEKING WILL NOT BE IN A POSITION TO TAKE STEPS WHICH MAY ASSIST IN MAKING ARRANGEMENTS TO TRAVEL TO THE UNITED STATES UNTIL A PRELIMINARY DETERMINATION CONFIRMING 'S US CITIZENSHIP CLAIM HAS BEEN MADE.

RECENT EXPERIENCE OF OTHER COUNTRIES INDICATES THAT THE GOVERNMENT OF THE PEOPLE'S REPUBLIC OF CHINA WILL NOT PERMIT RESIDENTS OF THE PRC WHOM IT CONSIDERS TO BE CHINESE CITIZENS TO EXIT THE PRC UNLESS THEY USE PRC TRAVEL DOCUMENTS. UNDER THESE SPECIAL CIRCUMSTANCES 'S USE OF CHINESE TRAVEL DOCUMENTATION TO DEPART THE PRC WOULD NOT JEOPARDIZE HIS/HER CLAIM TO US CITIZENSHIP. HE/SHE MAY THEREFORE WISH TO APPLY TO THE LOCAL PRC AUTHORITIES FOR AN EXIT PERMIT AND PRC PASSPORT CONCURRENTLY WITH HIS/HER APPLICATION FOR A US PASSPORT. IF HE/SHE IS SUCCESSFUL IN OBTAINING CHINESE TRAVEL DOCUMENTATION BEFORE A PRELIMINARY DETERMINATION IS MADE REGARDING HIS/HER US CITIZENSHIP CLAIM AND IS ABLE TO LEAVE THE PRC, HE/SHE MAY PURSUE HIS/HER APPLICATION FOR A UNITED STATES PASSPORT AT THE US CONSULATE GENERAL IN HONG KONG, THE US EMBASSY IN TOKYO, OR ANY OTHER US DIPLOMATIC MISSION OUTSIDE THE PRC. END LETTER.

2. RE PARA 3 REFTTEL, DEPT CONCURS THAT IF CLAIMANT HIM-LIMITED OFFICIAL USE

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SELF WRITES TO USLO ABOUT CITIZENSHIP CLAIM, USLO SHOULD MAIL PASSPORT APPLICATION FORMS AND CITIZENSHIP QUESTIONNAIRE AND SHOULD ASK CLAIMANT TO MAIL BACK COMPLETED FORMS SO THAT PRELIMINARY DETERMINATION CAN BE MADE ON CITIZENSHIP STATUS. DEPT BELIEVES, HOWEVER, THAT THE LAST TWO PARAGRAPHS OF THE ABOVE LETTER (WITH APPROPRIATE CHANGES OF PRONOUNS) SHOULD BE INCLUDED IN USLO'S REPLY, RATHER THAN WAITING UNTIL PRELIMINARY FAVORABLE

DETERMINATION HAS BEEN MADE BEFORE GIVING APPLICANT THIS INFORMATION. WE ASSUME THAT IF RELATIVES CONTACT USLO YOU WILL SEND LETTER IN PARA 1 ABOVE.

3. RE PARA 6 REFTTEL, DEPT IS AGREEABLE TO SENDING LETTERS INFORMING US RELATIVES/LAWYERS OF VISA PROCEDURES FOR PERSONS FOR WHOM DEPT HAS MADE PRELIMINARY DETERMINATION OF CITIZENSHIP CLAIM. DEPT IS SENDING LETTERS RE APPLICANTS LISTED IN PARA 12 PEKING 1307.

4. TO ENABLE DEPT TO KNOW WHEN TO NOTIFY RELATIVES/LAWYER IN US, USLO SHOULD NOTIFY DEPT WHEN LETTER SUGGESTING THAT CLAIMANT APPLY FOR US VISA HAS GONE TO EACH CLAIMANT LISTED IN PARA 16 OF PEKING 1307.

5. RE PARA 17 PEKING 1307 DEPT CONCURS IN USLO'S TAKING ACTION SUGGESTED RE JOSEPH FONG AND MARY WAN. DEPT EXPECTS TO REPLY SOON RE OTHER QUESTIONS RAISED IN THAT TELEGRAM. ROBINSON

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